

**BEFORE THE DENTAL BOARD OF THE STATE OF IOWA**

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**IN THE MATTER OF THE NOTICE OF HEARING FOR**

**SHEA A. STONEWALL, R.D.A., RESPONDENT**

**MARION, IOWA**

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**NOTICE OF HEARING, SETTLEMENT AGREEMENT AND FINAL ORDER**

**(combined)**

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**COMES NOW** the Iowa Dental Board (the Board), and Shea A. Stonewall, R.D.A., (Respondent), on July 16, 2008, and pursuant to Iowa Code sections 17A.10(2) and 272C.3(4), enter into the following combined Notice of Hearing, Settlement Agreement, and Final Order.

**NOTICE OF HEARING**

1. A hearing on this matter will not be held as the Board and Respondent have entered into the following combined Notice of Hearing, Settlement Agreement and Final Order.
2. Respondent was issued registration number Q08192 by the Board to engage in the practice of dental assisting, subject to the laws of the state of Iowa and the rules of the Board.
3. Registration number Q08192 is current and expires August 31, 2009.

## **LEGAL AUTHORITY AND JURISDICTION**

4. The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 153 and 272C (2007).

## **SECTIONS OF STATUTES AND RULES INVOLVED**

### **COUNT I**

5. Respondent is charged under Iowa Code Section 153.34(14) with the inability to practice dental assisting with reasonable skill and safety by reason of drunkenness, or habitual or excessive use of intoxicants in violation of 650 Iowa Administrative Code Section 30.4(5).

### **COUNT II**

6. Respondent is charged under 650 Iowa Administrative Code Section 30.4 (29) with willful or repeated violations of Iowa law.

## **STATEMENT OF MATTERS ASSERTED**

7. In 2003 Respondent reported during registration as a dental assistant that she had been previously charged with:
  - a) Public Intoxication in 1995
  - b) Possession alcohol under legal age in 1996
  - c) OWI 1<sup>st</sup> Offense in 1998
  - d) 5<sup>th</sup> degree Theft in 2001
  - e) OWI 2<sup>nd</sup> Offense in 2002

8. Respondent personally appeared before the members of the Board to discuss these prior convictions and Respondent was informed that future incidents of a similar nature would be seriously considered by the Board.
9. Respondent reported during the 2007 renewal of her dental assistant registration that she was charged with public intoxication in April 2007.

### **SETTLEMENT AGREEMENT**

10. **THEREFORE, IT IS HEREBY ORDERED** that Respondent agrees to the following:
11. Respondent shall completely abstain from the personal use and possession of alcohol and all controlled substances or drugs in any form unless prescribed by a duly licensed and treating health care provider. The Respondent shall report to the Board in writing within fourteen (14) days, any use of any prescription drugs prescribed by a licensed health care provider. The report shall include the name and quantity of the prescription, the name and phone number of the prescribing health care provider, the reason for the prescription, and the name and telephone number of the pharmacy where the prescription was filled.
12. Respondent shall submit to a substance abuse evaluation prior approved by the Board. Respondent will be responsible for any costs associated with this evaluation.
13. Respondent shall immediately comply and document successful compliance with all recommendations of the evaluating facility.

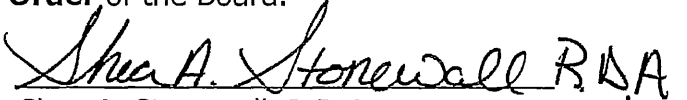
14. Respondent shall sign releases to allow for the free flow of information between the Board and Respondent's evaluators, counselors, and aftercare providers.
15. Respondent shall fully disclose this Order to all current and future employers who employ her as a dental assistant. Respondent shall report back to the Board with signed statements from all such employers within fourteen (14) days of the date of this Order, and thereafter within fourteen (14) days of any new employment relationship, indicating that they have read this combined Notice of Hearing, Settlement Agreement and Final Order.

#### **FINAL ORDER**

16. This combined Notice of Hearing, Settlement Agreement and Final Order constitutes the resolution of a contested case proceeding.
17. By entering into this combined Notice of Hearing, Settlement Agreement and Final Order, Respondent voluntarily waives any rights to a contested case hearing on the allegations contained in the Statement of Matters Asserted, and waives any objections to the terms of this Settlement Agreement.
18. This combined Notice of Hearing, Settlement Agreement and Final Order, is voluntarily submitted by Respondent to the Board for consideration.
19. Respondent acknowledges that she has the right to be represented by counsel in this matter.
20. This combined Notice of Hearing, Settlement Agreement, Final Order and Statement of Matters Asserted become public records available for inspection and

copying upon execution of this agreement in accordance with the requirements of Iowa Code Chapters 17A, 22 and 272C.

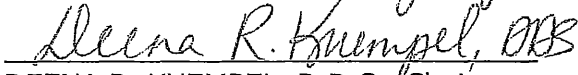
21. Respondent acknowledges that no member of the Board, nor any employee, nor attorney for the Board, has coerced, intimidated, or pressured her, in any way whatsoever, to execute this Order.
22. This combined Notice of Hearing, Settlement Agreement and Final Order, is subject to approval of the Board. If the Board fails to approve this combined Notice of Hearing, Settlement Agreement and Final Order, it shall be of no force or effect to either party.
23. The Board's approval of this combined Notice of Hearing, Settlement Agreement and Final Order shall constitute a **Final Order** of the Board.

  
Shea A. Stonewall, R.D.A.  
Respondent

Subscribed and sworn to before me on \_\_\_\_\_, 2008.

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Notary Public, state of

This combined Notice of Hearing, Settlement Agreement and Final Order is approved by the Board on July 16, 2008.

  
DEENA R. KUEMPEL, D.D.S., Chairperson  
Iowa Dental Board  
400 SW 8<sup>th</sup> Street, Suite D  
Des Moines, IA 50309-4687

cc: Theresa O'Connell Weeg  
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